

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**June 21, 2000**

DIVISION TWO

B131240      People                                  (Not for Publication)  
v.  
*Alexander Arzu*

The judgment is affirmed. The superior court shall prepare and forward to the Department of Corrections an amended abstract of judgment that reflects the restitution fine and direct restitution previously imposed and ordered.

Cooper, J.

We concur:   Boren, P.J.  
                      Nott, J.

B135061 People (Not for Publication)  
v.  
Emmanuel D.

The true finding on the allegation of second degree vehicular burglary is affirmed with directions to the juvenile court to declare minor's offense to be either a felony or a misdemeanor in accordance with Welfare and Institutions Code section 702 and *In re Manzy W.*, supra, and to ensure the court's dispositional order clearly reflects the eight months of custody credit awarded minor.

Cooper, J.

We concur:   Boren, P.J.  
                  Mallano, J. (Assigned)

DIVISION TWO (Continued)

B127335      Stefan E. Scherr                      (Not for Publication)  
                 v.  
                 20th Century Insurance Company

The judgment is affirmed.

Cooper, J.

We concur:   Nott, Acting P.J.  
                 Mallano, J. (Assigned)

DIVISION THREE

Court convened at 9:00 A.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B136592 Children & Family Services v. Loruhamama M.  
B124255 People v. Schintler  
B129305 People v. Harris  
B128297 People v. Verduzco  
B132818 People v. Garcia  
B128648 People v. Thomas  
B130447 People v. Solomon

Argument waived, cause submitted.

B118305      Panduro  
                 v.  
                 County of Los Angeles

Merits:  
Motion to dismiss appeal argued by Elwood Lui and Daniel Barer for appellant and by Michael Rothman for Truck Insurance Exchange.  
Argument was waived by the respondent. Cause submitted.

DIVISION THREE (Continued)

B131656 County of Los Angeles  
v.  
Acosta

Merits:

Argued by Daniel J. Teola for appellant and by Susan E. Skelding, deputy district attorney, for respondent. Cause submitted.

B128950 People  
v.  
Scrofani

Merits:

Argued by Carlo Andreani for appellant and by Jennevee DeGuzman, deputy attorney general, for respondent. Cause submitted.

B131483 Alpha Therapeutic Services et al.  
v.  
Belshe et al.

Merits:

Argued by Patric Hooper for appellants and by Patricia Nagler, deputy attorney general, for respondents. Cause submitted.

B140279 Terrie G.  
v.  
Superior Court, Los Angeles County  
(Children and Family Services, r.p.i.)

Merits:

Argued by Eva E. Chick for petitioner and by Doraine Meyer, deputy county counsel, for real party in interest. Cause submitted.

DIVISION THREE (Continued)

B129784     Gamido  
              v.  
              City of Los Angeles

Merits:  
Argued by Daniel G. Whalen for appellant and by S. David Hotchkiss,  
assistant city attorney, for respondent. Cause submitted.

B139370     Southern California Edison Company  
              v.  
              Public Utilities Commission of the State of California

Merits:  
Argued by Henry Weissman for petitioner and by Joel T. Perlstein for real  
party in interest. Cause submitted.

B129713     Scanlan  
              v.  
              Minnesota Mining & Manufacturing Company

Merits:  
Argued by Warrington S. Parker, III for appellant and by Charles L.  
Babcock for respondent. Cause submitted.

Court recessed at 12:30 P.M.

Court reconvened at 1:30 P.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy  
Clerk.

DIVISION THREE (Continued)

B126406     People  
              v.  
              Redman et al.

Status Conference:

Appearances by Anne Inoue, Justene Adamec, Robert Ridenour and Ronald K. Sittler. Ronald K. Sittler will call the court one week from today to let the court know status of settlement.

B133862     Commerce Escrow Company  
              v.  
              Inglesia Decristo-Mission Elim, Inc.

Merits:

Argued by Jeffrey L. Parker for appellant and by Roger Jon Diamond for respondents. Cause submitted.

B132007     Louise Gardens of Encino Homeowners' Assoc., Inc.  
              v.  
              Truck Insurance Exchange

Merits:

Argued by Marc E. Rohatiner for appellant and by Allen L. Michel for respondent. Cause submitted.

B132006     Charles R. Drew University of Medicine & Science  
              v.  
              Creary et al.

Merits:

Argued by William C. Johnson for appellants and by Barrett K. Green for respondent. Cause submitted.

DIVISION THREE (Continued)

B134890     Roybal  
              v.  
              Davis et al.

Merits:  
Argued by Theodore A. Cohen for appellant and by Bradley H. Ellis for respondents. Cause submitted.

B134923     Worthy & Walker  
              v.  
              Union Bank of Switzerland et al.

Merits:  
Argued by Dermot D. Givens for appellant and by Henry Thumann for respondent. Cause submitted.

B134105     Los Angeles County, D.C.F.S.  
              v.  
              Charlene H.

Merits:  
Argued by John L. Dodd for appellant and by David Beaudet, deputy county counsel, for respondent. Cause submitted.

B131811     Waecker  
              v.  
              Farmer et al.

Merits:  
Argued by Mark Waecker, appellant in propria persona, and by Janice R. Mazur for respondents. Cause submitted.

Court adjourned at 3:20 P.M.

DIVISION THREE (Continued)

B133071     Thomas Marvin  
               v.  
               The City of Burbank

Filed order denying petition for rehearing.

DIVISION FIVE

B126950     Richard J. Jioras                     (Not for Publication)  
               v.  
               City of Los Angeles

The judgment is affirmed. Respondent to recover costs on appeal.

Armstrong, J.

We concur:   Turner, P.J.  
                   Grignon, J.

B122858     Stanman et al.                     (Not for Publication)  
               v.  
               Schultz et al.

The judgment is reversed. The case is remanded to the trial court with directions to modify the judgment by striking the award of damages against Mr. Schultz in excess of \$50,000 and any attorney fees, and by striking the award of damages against Mrs. Schultz in excess of zero dollars. (*Becker v. S.P.V. Construction Co., supra*, 27 Cal.3d at p. 495.) The parties are to bear their own costs of appeal.

Armstrong, J.

We concur:   Turner, P.J.  
                   Godoy Perez, J.

DIVISION SIX

B132702      Short      (Not for Publication)  
v.  
Austel et al.

The judgment of the trial court is affirmed. Respondent is to recover costs.

Coffee, J.

We concur: Yegan, Acting P.J.  
Perren, J.

## DIVISION SEVEN

[illegible]

The order of disposition is vacated and the cause is remanded for the court to comply with Welfare and Institutions Code section and *In re Manzy W.*, supra, 14 Cal. 4th 1199. After making a determination if the current offense of a minor possessing a concealable firearm is a felony or misdemeanor, the court will recalculate the maximum theoretical period of confinement. In all other respects, the orders under review are affirmed.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.

B133228      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Dewanda A.

The order terminating parental rights and placing the children for adoption is affirmed.

Johnson, J.

We concur: Lillie, P.J.  
Woods, J.



DIVISION SEVEN (Continued)

B122907      Koenekamp      (Not for Publication)

v.

Superior Court, Los Angeles County  
(Bathhurst, r.p.i.)

Let a peremptory writ of mandate issue directing the Superior Court to vacate its order of April 9, 1998, requiring petitioners to pay 2,000 to Kay Bathhurst. In all other respects the petition is denied. The parties to bear their own costs if appeal.

Johnson, J.

We concur:   Lillie, P.J.  
                  Neal, J.

B133470      People      (Not for Publication)

v.

Perey

The judgment is affirmed.

Neal, J.

We concur:   Lillie, P.J.  
                  Johnson, J.

B133240      Aman      (Not for Publication)

v.

Park Wellington Owners' Association

The judgment is affirmed. Respondent shall recover its costs on appeal.

Neal, J.

We concur:   Johnson, Acting P.J.  
                  Woods, J.